

EXHIBIT A

LAW OFFICES OF OMID NIKNAM, P.C.

BY: OMID NIKNAM, ESQUIRE

ATTORNEY I.D. # 64589

1500 Walnut Street, 7th Floor

Philadelphia, PA 19102

(215) 568-1570

Filed and Attested by the
Office of Judicial Records
25 JUL 2022 08:53 am
S. GILLIAM

Attorney for Plaintiff

Halima Ba	:	COURT OF COMMON PLEAS
	:	OF PHILADELPHIA COUNTY
<i>Plaintiff</i>	:	
v.	:	
	:	NUMBER: 220701082
Best Buy	:	
	:	
<i>and</i>	:	
	:	
Best Buy Company, Inc.	:	
	:	
<i>Defendants</i>	:	

AFFIDAVIT OF SERVICE

I do hereby certify that service of the Complaint in the above-captioned matter was made by first class and certified mail on the 18th day of July 2022, upon the Defendant Best Buy Company, Inc. Exhibit A is the certified mail return receipt.

TO: Best Buy Company, Inc.
7601 Penn Avenue South
Richfield, MN 55423

Omid Niknam

Affirmed to and subscribed
before me on this 24 day of July, 2022

Erin McKenna
Notary Public

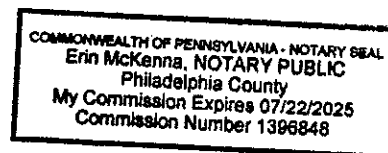
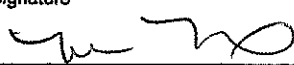


Exhibit A

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY												
<p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>	<p>A. Signature</p> <p>X  <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>												
<p>1. Article Addressed to:</p> <p>Best Buy Company, Inc. 7601 Penn Avenue South Richfield, MN 55423</p>	<p>B. Received by (Printed Name) C. Date of Delivery</p> <p>hu balax 7/18/22</p>												
<p>9590 9402 5506 9249 6914 08</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>												
<p>2. 7015 1730 0000 4334 6198</p>	<p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®												
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™												
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery												
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise												
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™												
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery												
<p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>	<p>Restricted Delivery (over \$500) Domestic Return Receipt</p>												

Court of Common Pleas of Philadelphia County
Trial Division**Civil Cover Sheet**

For Prothonotary Use Only (Docket Number)

JULY 2022**001082**

E-Filing Number: 2207024543

PLAINTIFF'S NAME HALIMA BA		DEFENDANT'S NAME BEST BUY	
PLAINTIFF'S ADDRESS 2500 SOUTH 68TH STREET PHILADELPHIA PA 19142		DEFENDANT'S ADDRESS 2300 S. CHRISTOPHER COLUMBUS PHILADELPHIA PA 19148	
PLAINTIFF'S NAME		DEFENDANT'S NAME BEST BUY COMPANY, INC.	
PLAINTIFF'S ADDRESS		DEFENDANT'S ADDRESS 7601 PENN AVENUE SOUTH RICHFIELD MN 55423	
PLAINTIFF'S NAME		DEFENDANT'S NAME	
PLAINTIFF'S ADDRESS		DEFENDANT'S ADDRESS	
TOTAL NUMBER OF PLAINTIFFS 1	TOTAL NUMBER OF DEFENDANTS 2	COMMENCEMENT OF ACTION <input checked="" type="checkbox"/> Complaint <input type="checkbox"/> Petition Action <input type="checkbox"/> Notice of Appeal <input type="checkbox"/> Writ of Summons <input type="checkbox"/> Transfer From Other Jurisdictions	
AMOUNT IN CONTROVERSY <input type="checkbox"/> \$50,000.00 or less <input checked="" type="checkbox"/> More than \$50,000.00	COURT PROGRAMS <input type="checkbox"/> Arbitration <input type="checkbox"/> Mass Tort <input type="checkbox"/> Commerce <input type="checkbox"/> Settlement <input checked="" type="checkbox"/> Jury <input type="checkbox"/> Savings Action <input type="checkbox"/> Minor Court Appeal <input type="checkbox"/> Minors <input type="checkbox"/> Non-Jury <input type="checkbox"/> Petition <input type="checkbox"/> Statutory Appeals <input type="checkbox"/> W/D/Survival <input type="checkbox"/> Other:		
CASE TYPE AND CODE 2S - PREMISES LIABILITY, SLIP/FALL			
STATUTORY BASIS FOR CAUSE OF ACTION			
RELATED PENDING CASES (LIST BY CASE CAPTION AND DOCKET NUMBER)		IS CASE SUBJECT TO COORDINATION ORDER? YES NO	
		FILED PRO PROTHY JUL 14 2022 A. STAMATO	
TO THE PROTHONOTARY: Kindly enter my appearance on behalf of Plaintiff/Petitioner/Appellant: <u>HALIMA BA</u> Papers may be served at the address set forth below.			
NAME OF PLAINTIFF'S/PETITIONER'S/APPELLANT'S ATTORNEY OMID NIKNAM		ADDRESS LAW OFFICES OF OMID NIKNAM 1500 WALNUT ST 7TH FLOOR PHILADELPHIA PA 19102	
PHONE NUMBER (215) 568-1570	FAX NUMBER (215) 751-0658		
SUPREME COURT IDENTIFICATION NO. 64589		E-MAIL ADDRESS oniknam@comcast.net	
SIGNATURE OF FILING ATTORNEY OR PARTY OMID NIKNAM		DATE SUBMITTED Thursday, July 14, 2022, 11:03 am	

FINAL COPY (Approved by the Prothonotary Clerk)

LAW OFFICES OF OMID NIKNAM, P.C.

BY: OMID NIKNAM, ESQUIRE

ATTORNEY I.D. # 64589

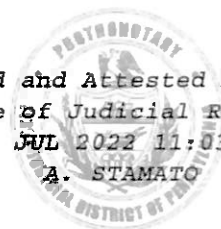
1500 Walnut Street, 7th Floor

Philadelphia, PA 19102

(215) 568-1570

Filed and Attested by the
Office of Judicial Records
14 JUL 2022 11:03 am

Attorney for Plaintiff



Halima Ba
2500 South 68th Street
Philadelphia, PA 19142

Plaintiff

v.

Best Buy
2300 S. Christopher Columbus Boulevard
Philadelphia, PA 19148

and

Best Buy Company, Inc.
7601 Penn Avenue South
Richfield, MN 55423

Defendants

COURT OF COMMON PLEAS
OF PHILADELPHIA COUNTY
JULY TERM, 2022

NUMBER:

"NOTICE"

"You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the Complaint or for any other claim or relief required by the plaintiff. You may lose money or property or other rights important to you."

"YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP."

PHILADELPHIA BAR ASSOCIATION
LAWYER REFERRAL and INFORMATION SERVICE
1101 Market Street, 11th Floor
Philadelphia, PA 19107
(215) 238-6333

"AVISO"

"Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias, de plazo al partir de la fecha de la demanda y la notification. Hace falta asentar una comparencia escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notification. Ademas, la corte pue decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted pueda perder dinero o sus propiedades u otros derechos importantes para usted."

"LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFICIENTE DE PAGAR TAL SERVICIO, VAYA EN PERSONA O LLAME POR TELEFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL."

ASOCIACION DE LICENCIADOS DE FILADELFA
SERVICIO DE REFENDIA E INFORMACION LEGAL
1101 Market Street, 11th Floor
Filadelfia, Pennsylvania 19107
Telefono: (215) 238-6333

COMPLAINT

Plaintiff, by and through her attorneys, Omid Niknam, Esquire and Law Offices of Omid Niknam, P.C., hereby bring this Complaint and aver as follows:

1. Plaintiff Halima Ba is an adult individual who resides at 2500 South 68th Street, Philadelphia, PA 19102.

2. At all times material hereto, Defendant Best Buy, upon information and belief, conducted business in the Commonwealth of Pennsylvania with a business address located at 2300 South Christopher Columbus Boulevard, Philadelphia, PA 19148.

3. At all times material hereto, Defendant Best Buy Company, Inc., upon information and belief, conducted business in the Commonwealth of Pennsylvania with headquarters located at 7601 Penn Avenue South, Richfield, MN 55423.

4. At all material times material hereto, Defendants were owners, operators, partners, shareholders, possessed, managed, controlled, constructed, cleaned, maintained and/or repaired and items for their sale to consumers in the property located at 2300 South Christopher Columbus Boulevard (hereinafter "the Property").

5. On or about July 18, 2020, Plaintiff was lawfully present at the Property.

6. On that date, Plaintiff was walking while at or near the oven aisle at the Property when her ankle was impaled by a protruding nail from a wooden pallet.

7. Plaintiff sustained injuries as a result of the dangerous condition which existed within, on and around the said pallet at the Property.

8. As a result of the negligence and carelessness of the Defendants herein, Plaintiff suffered serious and painful injuries as hereinafter described.

9. Plaintiff was injured as a direct and proximate result of the aforementioned dangerous condition which existed in and upon the aforesaid Property, which at all times material hereto was under the ownership, supervision, control, management, and/or maintenance of the aforesaid Defendants.

10. Plaintiff believes and therefore avers that the Defendants were under video surveillance and that they had actual notice and/or constructive notice of the said dangerous condition prior to the aforesaid date when Plaintiff was seriously injured.

11. As a result of the aforesaid negligence, Plaintiff sustained serious and painful injuries, including but not limited to her foot and ankle and other ills and injuries some or all of which have required surgical repair, resulted in scarring, and are permanent in nature.

12. As a result of the aforesaid accident, Plaintiff has suffered great physical pain and mental anguish, all of which may be permanent in nature and continue in the future to her great detriment and loss.

13. As a result of the aforesaid accident, Plaintiff has been and may in the future be required to spend considerable sums of money for medical treatment in an effort to treat and cure herself of the injuries sustained as aforesaid, any and all of which may continue to her great financial loss and detriment.

14. Plaintiff has been, and may in the future be, unable to work due to her injuries, with consequent loss of earnings and impairment of her earning capacity.

15. Plaintiff, as a result of this accident, has suffered a loss of the enjoyment of her usual duties, life's pleasures and activities and a shortening of her life expectancy to her great detriment and loss.

16. Plaintiff, in no manner contributed to her injuries which resulted from the direct negligence of the Defendant individually, jointly, severally, and/or by and through their agents, servants, workmen, contractors, and/or employees.

COUNT I – NEGLIGENCE
HALIMA BA v. DEFENDANTS

17. Plaintiff hereby incorporates the averments contained in the proceeding paragraphs as though fully set forth herein.

18. The negligence and carelessness of the Defendants herein, individually, jointly, severally and/or by and through their agents, servants, workmen and employees, consisted of, but was not limited to, the following:

- (a) Allowed to remain and/or left unattended, in an open shopping area, a wooden pallet with a protruding nail and creating a hazardous situation;
- (b) Failed to discover, remove, correct, control, manage, maintain, service and/or supervise the wooden pallet at the Property, after it knew or should have known about the dangerous condition;
- (c) Said conditions were such that the pallet posed an unreasonable risk of injury to Plaintiff and other persons;
- (d) Allowed a wooden pallet to remain, at the Property, in a dangerous and unsafe condition;
- (e) Failed to properly inspect the wooden pallet at the Property, which would have revealed the existence of the dangerous

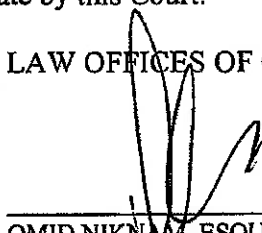
condition posed by protruding nails to invitees, licensees, and others legally on the premises;

- (f) Failed to give Plaintiff proper and due notice of the dangerous conditions which existed at the Property;
- (g) Failed to place warnings or barricades at the point of accident to prevent the occurrence heretofore recited;
- (h) Failed to give Plaintiff proper and adequate protection to which she was entitled;
- (i) Permitted a nuisance and trap to exist on said Property and/or premises;
- (j) Failed to inspect and/or negligently inspected the Property;
- (k) Failed to use due care in the selection of a person and/or entity to maintain the upkeep and safety of the aisles;
- (l) Was negligent as a matter of law; and
- (m) Negligent in other respects which may well be pointed out during discovery or at the time of trial.

WHEREFORE, Plaintiff demands judgment against Defendants individually, jointly, severally and/or in the alternative, for damages in excess of Fifty Thousand (\$50,000.00) Dollars, plus interest and costs, delay damages, damages pursuant to Pa.R.C.P. 238, as well as any further remedy deemed appropriate by this Court.

LAW OFFICES OF OMID NIKNAM, P.C.

Date: July 14, 2022



OMID NIKNAM, ESQUIRE
Attorney for Plaintiff

VERIFICATION

Plaintiff Halima Ba verifies that the statements made in the foregoing pleading are true and correct to the best of his knowledge, information and belief. The undersigned understands that statements herein are made subject to the penalties set forth at 18 Pa.C.S. § 4904 relating to unsworn falsifications to authorities.

Date: July 14, 2022

Halima Ba